

**Statute #74-7029**

**Chapter 74. – STATE BOARDS, COMMISSIONS AND AUTHORITIES**

**Article 70. – STATE BOARD OF TECHNICAL PROFESSIONS**

***Title: Unlawful acts; prosecution; assistance of attorney general and district or county attorney.***

**74-7029. Unlawful acts; prosecution; assistance of attorney general and district or county attorney.** (a) It shall be a class A misdemeanor for any person to: (1) Practice or offer to practice or hold the person's self out as entitled to practice any technical profession unless duly licensed as provided in this act or holds a certificate of authorization issued under K.S.A. 74-7036 and amendments thereto; (2) present or attempt to use, as such person's own, the license, certificate of authorization or seal of another; (3) falsely impersonate any other practitioner of like or different name; (4) give false or forged evidence to the board or any member thereof in obtaining a license or certificate of authorization; (5) use or attempt to use a license or certificate of authorization that has expired or been suspended or revoked; (6) falsely advertise as a licensed practitioner or as the holder of a certificate of authorization; (7) use in connection with such person's name, or otherwise assume, or advertise any title or description intended to convey the impression that such person is a licensed practitioner or holds a certificate of authorization; or (8) otherwise violate any of the provisions of this act or any rule and regulation promulgated by the board in conformance with the revisions of this act.

**(b) For the purposes of subsection (a)(1), a person shall be construed to practice or offer to practice or hold the person's self out as entitled to practice a technical profession if such person: (1) Practices any branch of the technical professions; (2) by verbal claim, sign, advertisement, letterhead, card or in any other way represents the person's self to be an architect, landscape architect, professional engineer or land surveyor; (3) through the use of some other title implies that such person is an architect, landscape architect, professional engineer or land surveyor or that such person is licensed to practice a technical profession; or (4) holds the person's self out as able to perform, or does perform, any service or work or any other service designated by the practitioner which is recognized as within the scope of the practice of a technical profession.**

**(c) The attorney general of the state or the district or county attorney of any county, at the request of the board, shall render such legal assistance as may be necessary in carrying out the provisions of this act. Upon the request of the board, the attorney general or district or county attorney of the proper county shall institute in the name of the state or board the proper proceedings against any person regarding whom a complaint has been made charging such person with the violation of any of the provisions of this act. The attorney general, and such district or county attorney, at the request of the attorney general or of the board, shall appear and prosecute any and all such actions.**

**History: L. 1978, ch. 326, sec. 21; L. 1980, ch. 244, sec. 9; L. 1992, ch. 240, sec. 19; Jan. 1, 1993.**